




Accordingly, the Court assumes that petitioner has no desire to proceed in this habeas corpus case and will **DISMISS** his petition without prejudice for want of prosecution. *See* Fed. R. Civ. P. 41(b).

Finally, the Court concludes that petitioner has failed to make a substantial showing of the denial of a constitutional right because jurists of reason would not disagree about the correctness of this procedural ruling. *See Slack v. McDaniel*, 529 U.S. 473 (2000); *Murphy v. Ohio*, 263 F.3d 466, 467 (6th Cir. 2001); *Porterfield v. Bell*, 258 F.3d 484, 487 (6th Cir. 2001). Thus, the Court will also **DENY** issuance of a certificate of appealability. 28 U.S.C. § 2253; Fed. R. App. P. 22(b).

A separate judgment will enter.

**ENTER:**

  
LEON JORDAN  
UNITED STATES DISTRICT JUDGE